

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

MITCHELL KEITH GOODRUM,  
Plaintiff,  
v.  
STATE OF NEVADA, et al.,  
Defendants.

Case No.: 3:22-cv-00546-MMD-CLB

**ORDER**

On December 12, 2022, pro se plaintiff Mitchell Keith Goodrum, an inmate in the custody of the Nevada Department of Corrections, submitted a complaint under 42 U.S.C. § 1983. (ECF No. 1-1.) Plaintiff did not file an application to proceed *in forma pauperis*. The Court will give Plaintiff until **February 15, 2023**, to file a complete application to proceed *in forma pauperis*.

**I. DISCUSSION**

The United States District Court for the District of Nevada must collect filing fees from parties initiating civil actions. 28 U.S.C. § 1914(a). The fee for filing a civil-rights action is \$402, which includes the \$350 filing fee and the \$52 administrative fee. See 28 U.S.C. § 1914(b). “Any person who is unable to prepay the fees in a civil case may apply to the court for leave to proceed *in forma pauperis*.” Nev. Loc. R. Prac. LSR 1-1. For an inmate to apply for *in forma pauperis* status, the inmate must submit **all three** of the following documents to the Court: (1) a completed **Application to Proceed in Forma Pauperis for Inmate**, which is pages 1–3 of the Court’s approved form, that is properly signed by the inmate twice on page 3; (2) a completed **Financial Certificate**, which is page 4 of the Court’s approved form, that is properly signed by both the inmate and a prison or jail official; and (3) a copy of the **inmate’s prison or jail trust fund account statement for the previous six-month period**. See 28 U.S.C. § 1915(a)(1)–(2); Nev. Loc. R. Prac. LSR 1-2. *In forma pauperis* status does not relieve an inmate of his or her obligation to pay the filing fee, it just means that the inmate can pay the fee in installments.

1 See 28 U.S.C. § 1915(b).

2 As explained above, Plaintiff's application to proceed *in forma pauperis* is  
3 incomplete. The Court will therefore deny Plaintiff's application to proceed *in forma*  
4 *pauperis* without prejudice and grant Plaintiff an extension of time to either pay the filing  
5 fee or file a new fully complete application to proceed *in forma pauperis* with all three  
6 required documents.

7 **II. CONCLUSION**

8 It is therefore ordered that Plaintiff has **until February 15, 2023**, to either pay the  
9 full \$402 filing fee or file a new fully complete application to proceed *in forma pauperis*  
10 with all three required documents: (1) a completed application with the inmate's two  
11 signatures on page 3, (2) a completed financial certificate that is signed both by the  
12 inmate and the prison or jail official, and (3) a copy of the inmate's trust fund account  
13 statement for the previous six-month period.

14 Plaintiff is cautioned that this action will be subject to dismissal without prejudice if  
15 Plaintiff fails to timely comply with this order. A dismissal without prejudice allows Plaintiff  
16 to refile the case with the Court, under a new case number, when Plaintiff can file a  
17 complete application to proceed *in forma pauperis* or pay the required filing fee.

18 The Clerk of the Court is directed to send Plaintiff Mitchell Keith Goodrum the  
19 approved form application to proceed *in forma pauperis* for an inmate and instructions for  
20 the same and retain the complaint (ECF No. 1-1) but not file it at this time.

21 DATED THIS 16th day of December 2022.

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24 UNITED STATES MAGISTRATE JUDGE  
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